IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 11TH OCTOBER 2007 / 19TH ASWINA 1929

Crl.MC.No. 3044 of 2007()

CRIME NO. 177/07 OF PALARIVATTOM POLICE STATION

PETITIONER: COMPLAINANT

SUMA ALEX, AGED 35,
W/O.E.V.ALEX, KANJIRATHINPARAMBIL,
PUTHIAROAD, THAMMANAM.

BY ADV. SMT.PREETHI K.PURUSHOTHAMAN

RESPONDENTS: RESPONDENT

STATE REPRESENTED BY THE
S.I. OF POLICE PALARIVATTOM, (CRIME 177/07)
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. GIKKU JACOB

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 11/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

- -

Crl.M.C.No. 3044 of 2007

- -

Dated this the 11th day of October, 2007

O R D E R

The petitioner is the defacto complainant in a prosecution for offences punishable, inter alia, under Section 498A I.P.C. Her complaint was against her husband and his children in the earlier marriage. Crime was registered. Investigation commenced. The petitioner/defacto complainant has at this stage come to this Court with a prayer that the F.I.R. registered at her instance may be quashed, the disputes having been settled amicably between the parties. The dictum in **B.S. Joshi** v. **State of Haryana** (AIR 2003 SC 1386) may be invoked and the F.I.R. may be quashed as continuance of investigation is an unnecessary irritant in the relationship between the parties.

2. Notice was given. The learned Prosecutor, on instructions, submits that the settlement has been reported to the Investigator also and that after investigation the crime has been registered as false. In these circumstances no further directions appear to be necessary.

3. This Crl.M.C. is accordingly dismissed as unnecessary now.

(R. BASANT)

tm Judge